

ORIGINAL

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Attorneys for Plaintiffs

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UNITED STATES DISTRICT COURT
 DISTRICT OF NEVADA

TRUSTEES OF THE CONSTRUCTION
 INDUSTRY AND LABORERS
 HEALTH AND WELFARE TRUST;
 TRUSTEES OF THE CONSTRUCTION
 INDUSTRY AND LABORERS JOINT
 PENSION TRUST; TRUSTEES OF THE
 CONSTRUCTION INDUSTRY AND
 LABORERS VACATION TRUST,
 AND TRUSTEES FOR THE
 SOUTHERN NEVADA LABORERS
 LOCAL 872 TRAINING TRUST,

Plaintiffs,

vs.

PIPE JACKING UNLIMITED, INC., a
 Nevada corporation, TONY
 DE AGUIAR, an individual, DARBY
 NEAGLE ENTERPRISES, a Nevada
 corporation, LAS VEGAS PAVING
 CORPORATION, a Nevada corporation,
 CONTRI CONSTRUCTION
 COMPANY, a Nevada corporation, and
 SAFECO INSURANCE COMPANY OF
 AMERICA,

Defendants.

Case No. CV-S-02-1391-PMP-PAL

**PLAINTIFFS' VOLUNTARY
 DISMISSAL OF DARBY NEAGLE
 ENTERPRISES ONLY**

Pursuant to Fed. R. Civ. P. 41(a)(1), Plaintiffs, Trustees of the Construction Industry
 and Laborers Health and Welfare Trust; Trustees of the Construction Industry and Laborers
 Joint Pension Trust; Trustees of the Construction Industry and Laborers Vacation Trust, and

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1 Trustees for the Southern Nevada Laborers Local 872 Training Trust, dismiss its claims
2 against Darby Neagle Enterprises with prejudice.

3
4 DATED: November 26, 2002

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CERTIFICATE OF SERVICE

Pursuant to Fed. R. Civ. P. 5(b), I certify that I am an employee of Schreck Brignone and that on this day I deposited for mailing in the U.S. Mail at Las Vegas, Nevada, a true copy of the Plaintiffs' Voluntary Dismissal of Darby Neagle Enterprises Only enclosed in a sealed envelope upon which first class postage was prepaid to:

Pipe Jacking Unlimited, Inc.
c/o Corporation Services of Nevada
Resident Agent
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Darby Neagle Enterprises
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DATED: November 27, 2002


An Employee of Schreck Brignone

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